

KEVIN G. HORBATIUK (KGH-4977)  
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Attorneys for Defendant  
**CUNNINGHAM DUCT WORK s/h/i/a**  
**CUNNINGHAM DUCT CLEANING CO., INC.**  
26 Broadway - 28th Floor  
New York, New York 10004  
(212) 482-0001

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
**IN RE COMBINED WORLD TRADE CENTER  
AND LOWER MANHATTAN DISASTER SITE  
LITIGATION**  
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**21 MC 102 (AKH)**

**MARIA ROCIO CALLE,**

**DOCKET NO:  
07 CV 04458**

**Plaintiff,**

**-against-**

**100 CHURCH, LLC., 80 LAFAYETTE  
ASSOCIATES, LLC., ABATEMENT  
PROFESSIONALS, ABSCOPE  
ENVIRONMENTAL AMBIENT GROUP,  
INC., APPLIED ENVIRONMENTAL INC., B.R.,  
FRIES & ASSOCIATES, INC., BLUE  
MILLENNIUM REALTY LLC, BRISTOL  
ENVIRONMENTAL INC., CATAMOUNT  
ENVIRONMENTAL INC., CENTURY 21, INC.,  
CATAMOUNT ENVIRONMENTAL, INC.,  
CLAYTON ENVIRONMENTAL CONSULTANTS  
COMPREHENSIVE ENVIRONMENTAL CO.,  
CONTAMINANT CONTROL, INC., COVINO  
ENVIRONMENTAL ASSOCIATES, INC.,  
CRITERION LABORATORIES, INC.,  
CUNNINGHAM DUCT CLEANING CO.,  
INC., DARLING ASBESTOS DISPOSAL COMPANY  
INC., DIVERSIDED ENVIRONMENTAL  
CORPORATION, DYNASERV INDUSTRIES,  
INC., ENVIRONMENTAL PRODUCTS AND  
SERVICES, INC., ENVIRONMENTAL SERVICES  
and TECHNOLOGIES, INC., ENVIRONMENTAL  
CONSULTANTS, INC., GRUBB & ELLIS**

**NOTICE OF  
ADOPTION OF  
ANSWER TO  
MASTER COMPLAINT**

**MANAGEMENT SERVICES, HILLMAN  
ENVIRONMENTAL GROUP, LLC., INDOOR  
ENVIRONMENTAL TECHNOLOGY, INC.,  
LAW ENGINEERING, P.C., LVI ENVIRONMENTAL  
SERVICES, INC., MARCO REMEDIATION INC.,  
MAYORE ESTATES, LLC, MAYORE ESTATES LLC  
and 80 LAFAYETTE ASSOCIATION LLC AS TENANTS  
IN COMMON, MERRILL LYNCH & CO., INC., MILRO  
ASSOCIATES, INC., NORWICH LABORATORIES,  
PAR ENVIRONMENTAL CORPORATION,  
PINNACLE ENVIRONMENTAL CORPORATION,  
POTOMAC ABATEMENT INC., ROYAL  
ENVIRONMENTAL INC., SENCAM, INC.,  
SPECIALTY SERVICE CONTRACTING INC.,  
STONER AND COMPANY, INC., SYSKA AND  
HENNESSY, TELLARS OPERATIONS, INC.,  
FISHMAN INTERIORS CORPORATION, TRC  
ENGINEERS, INC., TTI ENVIRONMENTAL  
SERVICES, INC., VERIZON NEW YORK, INC.,  
WILLIAMS F. COLLINS, ARCHITECT  
and ZAR REALTY MANAGEMENT CORP, ET AL.**

**Defendants.**

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**PLEASE TAKE NOTICE**, that defendant **CUNNINGHAM DUCT WORK s/h/i/a CUNNINGHAM DUCT CLEANING CO., INC.** ("CUNNINGHAM"), by its attorneys, **RUSSO, KEANE & TONER, LLP**, as and for its Response to the allegations set forth in the Complaint by Adoption (Check-Off-Complaint) Related to the Master Complaint filed in the above referenced action, hereby adopt their Answer to Master Complaint dated, August 1, 2007, which was filed in the matter of *In Re World Trade Center Lower Manhattan Disaster Site Litigation*, 21 MC 102 (AKH).

**WHEREFORE**, the defendant, **CUNNINGHAM** demands judgment dismissing the above captioned caption action as against it, together with its costs and disbursements and for such other

and further relief as this Court deems just and proper.

Dated: New York, New York  
August 25, 2008

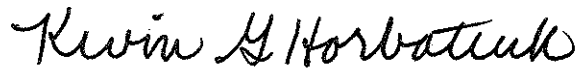
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(212) 482-0001  
RK&T File No. 824.078

TO: CHRISTOPHER R. LaPOLA, ESQ.,  
WORBY GRONER EDELMAN & NAPOLI BERN, LLP  
Attorney for Plaintiff  
**MARIA ROCIO CALLE**  
115 Broadway 12th Floor  
New York, New York 10006

**CERTIFICATION OF SERVICE**

I hereby certify that a copy of the above and foregoing has been served upon the following listed person by placing a copy of the same in the United States mail, postage prepared and properly addressed, this the 25<sup>TH</sup> day of August, 2008.

CHRISTOPHER R. LaPOLA, ESQ.,  
WORBY GRONER EDELMAN & NAPOLI BERN, LLP  
Attorney for Plaintiff  
**MARIA ROCIO CALLE**  
115 Broadway 12th Floor  
New York, New York 10006

A handwritten signature in black ink, reading "Kevin G. Horbatiuk", written in a cursive style.

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KEVIN G. HORBATIUK